



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/771,094	02/02/2004	John N. Gross	JNG 2004-4	2038
23694	7590	02/07/2011		
Law Office of J. Nicholas Gross, Prof. Corp. PO BOX 9489 BERKELEY, CA 94709			EXAMINER RUHL, DENNIS WILLIAM	
			ART UNIT 3689	PAPER NUMBER
			NOTIFICATION DATE 02/07/2011	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

jngross@pacbell.net  
anthonygreek@gmail.com  
jmc62@sbcglobal.net



## UNITED STATES DEPARTMENT OF COMMERCE

## U.S. Patent and Trademark Office

Address : COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10771094	2/2/04	GROSS, JOHN N.	JNG 2004-4

Law Office of J. Nicholas Gross, Prof. Corp.  
PO BOX 9489  
BERKELEY, CA 94709

EXAMINER

Dennis Ruhl

ART UNIT	PAPER
----------	-------

3689

20110201

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

## Commissioner for Patents

Attached is a copy of the IDS 11/8/10 where all references have not been considered due to non-compliance with 37 CFR 1.97. Applicant did not make a proper certification statement and did not pay the required fee; therefore the IDS is not considered.

Also please find attached a new page 2 for the examiner's answer that has been corrected to identify the date of the filing of the appeal brief as being 9/24/10.

/Dennis Ruhl/  
Primary Examiner, Art Unit 3689